

No. 12184A

Bond \$ \_\_\_\_\_

THE STATE OF TEXAS vs. REGINALD LEE CLARK

COURT: 77<sup>th</sup> DISTRICT

CHARGE: Theft TPC 31.03

FILED  
2010 MAY 19 PM 1:48  
CAROL JENNINGS  
DISTRICT CLERK  
LIMESTONE COUNTY

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

THE GRAND JURY, for the County of Limestone, State of Texas, duly selected, impaneled, sworn, charged and organized as such at the May Term, A.D. 2010 of the 77<sup>th</sup> Judicial District Court for said County, upon their oaths present in and to said court at said term that Reginald Lee Clark, hereinafter styled defendant, on or about the dates listed below, and before the presentment of this indictment, in the County and State aforesaid, did then and there unlawfully appropriate, to wit: acquire and exercise control over property other than real property, to wit: current money of the United States of America, from the following owners and in the following amounts:

<u>Owner</u>	<u>Date of Appropriation</u>	<u>Amount of Appropriation</u>
Jean M. Carson	April 03, 2003	\$69,390.90
Ronald D. Stephens, M.D. and Lyn Stephens	August 28, 2003	\$20,000.00
Henry & Polly S. Prestwood	January 29, 2004	\$28,497.97
Henry & Polly S. Prestwood	March 23, 2004	\$70,703.48
Henry & Polly S. Prestwood	July 7, 2004	\$151,966.32
Jean M. Carson	May 6, 2005	\$10,000.00
Jean M. Carson	June 17, 2005	\$10,000.00
Lafon W. and Charlene Denney	April 12, 2006	\$45,000.00
Lafon W. and Charlene Denney	April 30, 2008	\$15,000.00
Lafon W. and Charlene Denney	May 1, 2008	\$15,000.00

And said appropriations were without the effective consent of said owners in that consent was induced by deception, to wit:

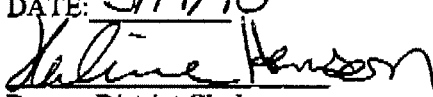
- a) defendant created and confirmed by words and conduct false impressions of fact that were likely to affect the judgment of said owners in the transaction and that defendant did not believe to be true; and
- b) defendant failed to correct false impressions of fact that were likely to affect the judgment of said owners in the transactions, that defendant previously created and confirmed by words and conduct, and that defendant did not at the time believe to be true; and
- c) defendant promised performance that affected the judgment of said owners in said transactions that defendant did not intend to perform and knew would not be performed;

And defendant acted with intent to deprive said owners of said property, by withholding said property permanently and for so extended a period of time that a major portion of the value and enjoyment of said property was lost to said owners, and by disposing of said property in a manner that makes recovery of said property to said owners unlikely;

And all of said amounts were obtained, as alleged as part of one scheme and continuing course of conduct, and the aggregate value of the property so appropriated was \$200,000 or more;

AGAINST THE PEACE AND DIGNITY OF THE STATE.

  
Foreman of the Grand Jury

DATE: 5/19/10  
  
Deputy District Clerk

No. 12185-A

Bond \$ \_\_\_\_\_

THE STATE OF TEXAS vs. REGINALD LEE CLARK

COURT: 77<sup>th</sup> DISTRICTCHARGE: Misapplication of Fiduciary Property TPC 32.45FILED  
2010 MAY 19 PM 1:48  
CAROL STEPHENS  
DISTRICT CLERK  
LIMESTONE COUNTY

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

THE GRAND JURY, for the County of Limestone, State of Texas, duly selected, impaneled, sworn, charged and organized as such at the May Term, A.D. 2010 of the 77<sup>th</sup> Judicial District Court for said County, upon their oaths present in and to said court at said term that Reginald Lee Clark, hereinafter styled defendant, on or about the dates listed below, and before the presentment of this indictment, in the County and State aforesaid, did then and there intentionally, knowingly, and recklessly misapply property, to wit: current money of the United States of America, from the following owners and in the following amounts:

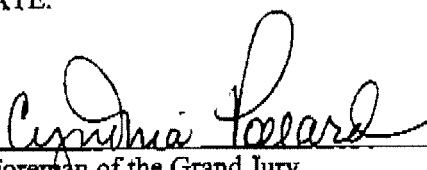
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Jean M. Carson	June 17, 2005	\$10,000.00
Lafon W. and Charlene Denney	April 12, 2006	\$45,000.00


And said defendant held said property as a fiduciary or as a person acting in a fiduciary capacity, but not as a commercial bailee, pursuant to an agreement, to wit: an agreement whereby said defendant would invest each of the aforementioned persons' funds in an investment opportunity to provide each of the aforementioned persons a profit; and said

defendant misapplied said property by dealing with said property contrary to the aforementioned agreement, to wit: for the use or benefit of the said defendant, and in a manner that involved substantial risk of loss of the property to the owners of the property;

And all of said amounts were obtained, as alleged, as part of one scheme and continuing course of conduct, and the aggregate value of the property so appropriated was \$200,000 or more;

AGAINST THE PEACE AND DIGNITY OF THE STATE.

  
Foreman of the Grand Jury

DATE: 5/19/10  
  
Deputy District Clerk